

CITY COUNCIL, CITY OF LODI
COUNCIL CHAMBER, CITY HALL
MARCH 7, 1956

This regular meeting of the City Council of the City of Lodi held beginhing at 8:00 o'clock p.m. of Wednesday, March 7, 1956; Councilmen Fuller, Hughes, Mitchell, and Robinson (Mayor) present; Richey absent. City Attorney Mullen and City Manager Weller also present.

Minutes of the previous meeting of February 15, 1956, were approved as written and mailed.

COMMUNICATIONS

**CITY HALL USE
FOR ELECTION** Letter from the County Election Department requesting use of the City Hall on the evening of the Primary Election, June 5, 1956, to receive voted ballots. On motion of Councilman Hughes, Mitchell second, the Council voted to grant the request.

**FIRING
RANGE** Letter from Lodi Sportsman's Club, dated February 17, 1956, stating that the Club had voted a recommendation to the City Council, Recreation Department and Police Department that steps be taken towards the installation of an area whereby those interested in fire arms or small bore caliber have a place to meet and encourage inter-city competitive shoots. The Club suggested the City-owned property at the sewage disposal plant be used for this purpose. The matter was referred to the Police and Recreation Departments for study and recommendation.

**COURTROOM
REMODELING** A letter from the County of San Joaquin requesting permission to alter the Court facilities in the City Hall by construction of temporary partitions in order to create a room for the Constable and a room for storage. On the motion of Councilman Hughes, Mitchell second, the Council voted to grant the request for permission to remodel the Courtroom with the provision that no permanent damage be done to the building and that the remodeling is carried out at no cost to the City of Lodi.

**ABC
LICENSES** Applications for transfer of Alcoholic Beverage Licenses were read as follows: (1) On-sale Beer and Wine by Art L. and Paul L. Gomez at 442 S. Main Street; and (2) On-sale General Liquor License by Robert Fleck and Dave Piazza at "27 Club", 27 N. Sacramento Street. Also application for new Off-sale Beer and Wine License by Frank C. and Lillian C. White at 408 E. Locust Street. Applications were referred to Chief of Police for necessary action.

PUBLIC HEARINGS

**SHAW
REZONING** Mayor Robinson called for those interested in the request for the rezoning of west 60 feet of the parcel of property at 603 S. School Street. The request was for rezoning from R-2 to R-4 Residential Zone. No protests, either written or oral, were received to the proposed rezoning. Ordinance No. 549, amending the present Zoning Ordinance to effect the rezoning as proposed, was introduced on the motion of Councilman Hughes, Mitchell second.

**ORD. NO. 549
INTRODUCED**

REPORTS OF THE CITY MANAGER

DESTRUCTION OF RECORDS Mr. Weller presented a request from the Finance Director for permission to destroy certain records of the City which are over five years old and are of no further value to the City. City Attorney Mullen stated that he had approved the destruction of the list of records proposed by the Finance Director. Resolution No. 1909, approving the destruction of records as approved by the City Attorney, was adopted on the motion of Councilman Fuller, Mitchell second.

RES. #1909 ADOPTED

MOTOR GRADER SPECIFICATIONS Specifications for the purchase of a new motor grader for use in the Engineering Department were approved on the motion of Councilman Fuller, Hughes second.

PURCHASE OF SUNSET ADDN. UTILITIES The City Manager reported that negotiations had been completed with the Pacific Gas and Electric Company for the purchase by the City of the electric distribution facilities in the territory annexed as the Sunset Addition. Mr. Weller reported that the contract must be approved by the Public Utilities Commission of the State of California. Resolution No. 1910, authorizing the Mayor to sign the contract on behalf of the City of Lodi, was adopted on the motion of Councilman Fuller, Hughes second.

RES. #1910 ADOPTED

TEMPLE BAPTIST CHURCH LOADING ZONE The City Manager presented a request from the Temple Baptist Church located at 75 N. Crescent Avenue for a 40-foot passenger loading zone and permission to install three 20-foot driveways to allow ample access to the Church's off-street parking lot. Mr. Weller explained that the City Engineer had approved the request. Stating that he felt that off-street parking should be encouraged, Councilman Hughes moved that the request for driveways be approved and that Resolution No. 1912, establishing a 40-foot white loading zone, be adopted. The motion was seconded by Councilman Mitchell and adopted by unanimous vote.

RES. #1912 ADOPTED

INCREASE SALES TAX The City Manager reported that the Board of Supervisors of San Joaquin County had adopted an ordinance establishing the County-wide uniform sales tax to become effective July 1, 1956. On the motion of Councilman Mitchell, Hughes second, the Council voted to introduce Ordinance No. 550, amending the present Sales Tax Ordinance (Ordinance No. 373) to increase the sales tax from $\frac{1}{2}$ of 1% to a full 1% effective July 1, 1956. Mayor Robinson stated that since the County had adopted the Bradley-Burns Uniform Sales Tax, the City Council found it necessary to act in order to prevent the Lodi citizens from being taxed the 1% sales tax in addition to the present $\frac{1}{2}$ % tax. On the motion of Councilman Fuller, Mitchell second, the Council then voted to introduce Ordinance No. 551, suspending Ordinance No. 373, as amended, and levying a sales tax of 95/100 of 1% under the Bradley-Burns Uniform Sales Tax Act to become effective July 1, 1956.

ORD. NO. 550 INTRODUCED

STATE COLLECTION OF SALES TAX Resolution No. 1913, authorizing the Mayor to execute an agreement with the State of California Board of Equalization providing for the State administration of the local sales and use tax, was then adopted on the motion of Councilman Fuller, Hughes second.

RES. #1913 ADOPTED

March 7, 1956

VACATION OF
LAKE STREET

RES. OF INT.
#1914
ADOPTED

The City Manager read a letter from Mr. John F. Capell requesting the abandonment of Lake Street east of Pacific Avenue. He also asked that the City Council consider the exchange of the north half of the street when abandoned for a portion of the northeastern corner of the proposed Montclair Park subdivision. No action was taken on the request to exchange parcels of land; however the Council voted, motion of Councilman Mitchell, Hughes second, to adopt Resolution No. 1914, declaring its intention to abandon Lake Street east of Pacific Avenue.

LAKE PARK
BRIDGE

The City Manager read a memorandum received from the Recreation Commission recommending that the bridge on the north side of Lodi Lake Park be restored to a safe and usable condition through the process of jacking up the present foundation, as suggested in a report of the City Engineer. Councilmen Fuller and Hughes stated that they wished to reaffirm the previous action taken by the City Council in instructing the City Engineer to use his discretion. Mayor Robinson stated that he still felt the culvert would reduce the flow of water into the lake from the river, but he would withdraw his objection if it were understood that additional openings would be made into the river if it were found that additional flow was necessary. No further action was taken.

POWER SAVINGS

Mr. Weller reported that studies indicate that the City has realized a savings of approximately \$25,000 in cost of bulk power as a result of the amendments to the R rate negotiated with the Pacific Gas and Electric Company last fall.

CITY PLANNING COMMISSION

FINAL MAP
"LOMA PARK"

A final map of Loma Park subdivision was presented for approval. The final map was approved and the Mayor authorized said map on the motion of Councilman Mitchell, Hughes second. The acceptance of streets offered for dedication is subject to improvement of the streets to City standards before they will be maintained by the City.

FINAL MAP
"CRESCENT
MANOR NO.2"

A final map entitled "Crescent Manor No. 2" was presented for approval. The final map was approved and the Mayor authorized to sign said map on the motion of Councilman Mitchell, Hughes second. The acceptance of streets offered for dedication is subject to improvement of the streets to City standards before they will be maintained by the City.

STOKELY-
VAN CAMP
REZONING

The City Manager submitted a recommendation from the City Planning Commission for the rezoning from R-3 and R-4 to M (industrial) district of portions of Lots 68 and 69 of the Lodi Barnhart Tract. The rezoning action was taken by the Planning Commission at the request of Stokely-Van Camp Company. A public hearing on the rezoning request was set for March 21, 1956, on the motion of Councilman Mitchell, Fuller second.

CHRISTIAN
CHURCH
REZONING

The City Planning Commission also recommended the rezoning of Lot 3, Block 4, Hutchins Addition (309 S. School Street) from R-4 to C-2 District. It was pointed out that the proposed rezoning would give the property the same zoning as the property immediately east and west of it. A public hearing to consider the rezoning was set for the meeting of March 21, 1956 on the motion of Councilman Hughes, Mitchell second.

WITHDRAW
61ST ADDN.
FROM WRFPD
RES. #1911

Resolution No. 1911, withdrawing the 61st Addition from the Woodbridge Rural Fire Protection District, was adopted on the motion of Councilman Mitchell, Fuller second.

ELECTRIC
CODE
AMENDEDORD. NO. 548
ADOPTED

ORDINANCE NO. 548, ENTITLED "AN ORDINANCE AMENDING ORDINANCE NO. 519 ENTITLED 'ADOPTING AN ELECTRICAL CODE REGULATING THE INSTALLATION, OPERATION, AND MAINTENANCE OF ELECTRIC WIRING AND ELECTRICALLY OPERATED APPLIANCES TO BE CONNECTED THERETO BY ADOPTING BY REFERENCE THE "NATIONAL ELECTRICAL CODE", 1953 EDITION, ESTABLISHING RULES AND REGULATIONS IN CONNECTION THEREWITH, AND REPEALING ORDINANCE NO. 488'", having been introduced in regular meeting of February 15, 1956, was brought up for passage on the motion of Councilman Fuller, Mitchell second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Fuller, Hughes, Mitchell
and Robinson

NOES: Councilmen - None

ABSENT: Councilmen - Richey

Ordinance No. 548 was then signed by the Mayor in approval thereof.

The meeting was then adjourned on the order of the Mayor.

ATTEST:

HENRY A. GLAVES, JR.
City Clerk